

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ADIL LAHRICHI,

No. C04-2124C

**Plaintiff,**

V.

12 LUMERA CORPORATION, a Delaware  
13 corporation; MICROVISION, INC., a  
Delaware corporation; and THOMAS D.  
MINO.

**STIPULATED ORDER TO EXTEND  
CERTAIN EXPERT DISCLOSURE AND  
DISCOVERY**

### Defendants.

Pursuant to the Court's January 5, 2006 Order, the parties stipulate as follows:

1. The parties agree to an extension of the deadline for revealing expert witnesses pertaining to the exacerbation of Plaintiff's involuntary movement disorder to March 10, 2006.

2. The parties agree to an extension of the deadline for revealing rebuttal expert witnesses pertaining to the exacerbation of Plaintiff's involuntary movement disorder to April 10, 2006.

3. The parties agree to an extension of the deadline for revealing rebuttal expert witnesses pertaining to Plaintiff's economic damages to February 3, 2006.

4. The parties agree to extend the discovery cutoff with regard to depositions of expert witnesses on Plaintiff's involuntary movement disorder. The parties agree to complete

**STIPULATED ORDER TO EXTEND CERTAIN  
EXPERT DISCLOSURE AND DISCOVERY - 1**

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1 depositions of experts on Plaintiff's involuntary movement disorder as soon as is practicable  
2 before the May 1, 2006 trial date in this case.

3       5. The parties agree to extend the discovery cutoff for any neurological and/or  
4 psychological Fed. R. Civ. Proc. 35 independent medical examinations of Dr. Lahrichi to April  
5 5, 2006.

6       6. The parties agree that the following depositions can be taken and/or completed  
7 after the discovery cutoff, and agree to complete these depositions by March 31, 2006: Adil  
8 Lahrichi (3.0 hours remaining; topics to be covered: exacerbation claim, damages, Coherent,  
9 recently produced documents); Regine Csipke (4.5 hours remaining); Tom Mino (1.0 hours  
10 remaining; financial topics only); Jacek Chrostowski; Amelia Derr; Dr. Frederick DeKay and Dr.  
11 Paul B. Brown. The parties agree that the deposition of Lee Foote may also occur after the  
12 discovery cutoff but must be completed by March 17, 2006. The parties also agree that the  
13 deposition of D. Edson Clark, CPA may occur, if necessary, after he submits a report in the event  
14 of a jury verdict in Plaintiff's favor in this case.

15       7. The parties agree that within one week of taking the deposition of Lee Foote  
16 and/or D. Edson Clark, CPA the opposing party may disclose a rebuttal expert, and that rebuttal  
17 expert's deposition must be completed as soon as is practicable before trial, or, in the case of Mr.  
18 Clark, in light of the post-trial schedule.

19                     DATED this day 20<sup>th</sup> of January 2006.

20 STOEL RIVES LLP

21 By /s/ Keelin A. Curran

Keelin A. Curran, WSBA #16258  
Molly M. Daily, WSBA #28360  
Attorneys for Defendants  
600 University Street, Suite 3600  
Seattle, WA 98101  
Telephone: (253) 624-0900  
Fax: (253) 386-7500  
E-mail: [kacurran@stoel.com](mailto:kacurran@stoel.com)  
E-mail: [mmdaily@stoel.com](mailto:mmdaily@stoel.com)

MacDONALD HOAGUE & BAYLESS

22 By /s/ Approved by Email

Katrin E. Frank, WSBA #14786  
Attorneys for Plaintiff  
1500 Hoge Building  
705 2<sup>nd</sup> Avenue  
Seattle, WA 98104  
Telephone: (206) 622-1604  
Fax: (206) 343-3961

**STIPULATED ORDER TO EXTEND CERTAIN  
EXPERT DISCLOSURE AND DISCOVERY - 2**

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## ORDER

Pursuant to the foregoing stipulation, it is HEREBY ORDERED:

1. The deadline for revealing expert witnesses pertaining to the exacerbation of Plaintiff's involuntary movement disorder is extended to March 10, 2006.
  2. The deadline for revealing rebuttal expert witnesses pertaining to the exacerbation of Plaintiff's involuntary movement disorder is extended to April 10, 2006.
  3. The deadline for revealing rebuttal expert witnesses pertaining to Plaintiff's economic damages is extended to February 3, 2006.
  4. Depositions of experts on Plaintiff's involuntary movement disorder must be completed as soon as is practicable before the May 1, 2006 trial date in this case.
  5. A neurological and/or psychological Fed. R. Civ. Proc. 35 independent medical examinations of Dr. Lahrichi must be completed by April 5, 2006.
  6. The following depositions can be taken and/or completed after the discovery cutoff, and up until March 31, 2006: Adil Lahrichi (3.0 hours remaining; topics to be covered: exacerbation claim, damages, Coherent, recently produced documents); Regine Csipke (4.5 hours remaining); Tom Mino (1.0 hours remaining; financial topics only); Jacek Chrostowski; Amelia Derr; Dr. Frederick DeKay, and Dr. Paul B. Brown. The parties agree that the deposition of Lee Foote may also occur after the discovery cutoff but must be completed by March 17, 2006. The deposition of D. Edson Clark, CPA may occur, if necessary, after he submits a report in the event of a jury verdict in Plaintiff's favor in this case.

**STIPULATED ORDER TO EXTEND CERTAIN  
EXPERT DISCLOSURE AND DISCOVERY - 3**

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1           7. Within one week of taking the deposition of Lee Foote and/or D. Edson  
2           Clark, CPA, the opposing party may disclose a rebuttal expert, and that  
3           rebuttal expert's deposition must be completed as soon as is practicable  
4           before trial, or, in the case of Mr. Clark, in light of the post-trial schedule.

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6           DATED this 24th day of January, 2006.

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U.S. DISTRICT COURT JUDGE

13           Presented by:

14           STOEL RIVES LLP

15           By /s/ Keelin A. Curran

16           Keelin A. Curran, WSBA #16258  
17           Molly M. Daily, WSBA #28360  
18           Stoel Rives LLP  
19           600 University Street, Suite 3600  
20           Seattle, WA 98101  
21           Telephone: (206) 624-0900  
22           Facsimile: (206) 386-7500  
23           Attorneys for Defendants

24           Approved as to form:

25           MacDONALD HOAGUE & BAYLESS

26           By /s/ Approved by Email

27           Katrin E. Frank, WSBA #14786  
28           Attorneys for Plaintiff  
29           1500 Hoge Building  
30           705 2<sup>nd</sup> Avenue  
31           Seattle, WA 98104  
32           Telephone: (206) 622-1604  
33           Fax: (206) 343-3961

**STIPULATED ORDER TO EXTEND CERTAIN  
EXPERT DISCLOSURE AND DISCOVERY - 4**

Case No. No. C04-2124C